

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

**DECLARATION FOR PATENT APPLICATION**

As a below named inventor I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first or joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**STRUCTURE AND METHOD FOR IMPROVED FIELD EMITTER ARRAYS .**

The specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (see page 3 attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

**No such applications have been filed.**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

**No such applications have been filed.**

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application.

**No such applications have been filed.**

Serial No. not assigned

Filing Date: not assigned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of joint inventor number 1 : Leonard ForbesCitizenship: United States of AmericaResidence: Corvallis, ORPost Office Address: 965 NW Highland Terrace  
Corvallis, OR 97330Signature: \_\_\_\_\_  
Leonard Forbes

Date: \_\_\_\_\_

Full Name of joint inventor number 2 : Kie Y. AhnCitizenship: United States of AmericaResidence: Chappaqua, NYPost Office Address: 639 Quaker St.  
Chappaqua, NY 10514Signature: Kie Y. Ahn  
Kie Y. AhnDate: Aug. 12, 1998

Full Name of inventor:

Citizenship:

Residence:

Post Office Address:

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_

Full Name of inventor:

Citizenship:

Residence:

Post Office Address:

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) it refutes, or is inconsistent with, a position the applicant takes in:
  - (i) opposing an argument of unpatentability relied on by the Office, or
  - (ii) asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

**DECLARATION FOR PATENT APPLICATION**

As a below named inventor I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first or joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**STRUCTURE AND METHOD FOR IMPROVED FIELD EMITTER ARRAYS .**

The specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (see page 3 attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

No such applications have been filed.

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

No such applications have been filed.

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application.

No such applications have been filed.

DRAFT - DO NOT CITE OR RELY UPON

S/N 09/144,207

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Leonard Forbes et al.

Examiner: Thomas M. Sember

Serial No.: 09/144,207

Group Art Unit: 2875

Filed: September 1, 1998

Docket: 303.504US1

Title: STRUCTURE AND METHOD FOR IMPROVED FIELD EMITTER ARRAYS

POWER OF ATTORNEY BY ASSIGNEE AND  
CERTIFICATE BY ASSIGNEE UNDER 37 CFR § 3.73(b)

Commissioner for Patents  
Washington, D.C. 20231

Micron Technology, Inc., assignee of the entire right, title and interest in the above-identified application by assignment dated August 18, 1998, August 12, 1998, which assignment is recorded in the Patent and Trademark Office at Reel 9447, frames 0279 -0282, hereby appoints the attorneys and agents of the firm of SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A., listed as follows:

Anglin, J. Michael Bianchi, Timothy E. Billion, Richard E. Black, David W. Brennan, Leonied M. Brennan, Thomas F. Brooks, Edward J., III Chu, Dinh C.P. Clark, Barbara J. Clise, Timothy B. Dahl, John M. Drake, Eduardo E. Embreton, Janet E. Fordenbacher, Paul J. Forrest, Bradley A. Garnon, Owen J. Harris, Robert J.	Reg. No. 24,916 Reg. No. 39,610 Reg. No. 32,836 Reg. No. 42,331 Reg. No. 35,832 Reg. No. 35,075 Reg. No. 40,925 Reg. No. 41,676 Reg. No. 38,107 Reg. No. 40,957 Reg. No. 44,639 Reg. No. 40,594 Reg. No. 39,665 Reg. No. 42,546 Reg. No. 30,837 Reg. No. 36,143 Reg. No. 37,346	Huebsch, Joseph C. Jurkovich, Patti J. Kalis, Jasal M. Kaufmann, John D. Klima-Silberg, Catherine I. Kluth, Daniel J. Lacy, Rodney L. Lemoire, Charles A. LeMoine, Dana B. Lundberg, Steven W. Macayart, Paul L. Maki, Peter C. Malen, Peter L. Mates, Robert E. McCrackin, Ann M. Moore, Charles L., Jr. Nama, Kash	Reg. No. 42,673 Reg. No. 44,813 Reg. No. 37,650 Reg. No. 24,017 Reg. No. 40,052 Reg. No. 32,146 Reg. No. 41,136 Reg. No. 36,198 Reg. No. 40,062 Reg. No. 30,568 Reg. No. 40,076 Reg. No. 42,832 Reg. No. 44,894 Reg. No. 35,271 Reg. No. 42,858 Reg. No. 33,742 Reg. No. 44,255	Nelson, Albin J. Nielsen, Walter W. Oh, Allen J. Padys, Danny J. Parker, J. Kevin Perdok, Monique M. Proul, William F. Schumm, Sherry W. Schwegman, Micheal L. Scott, John C. Smith, Michael G. Spicer, Gary J. Steffey, Charles E. Terry, Kathleen R. Tong, Viet V. Viknus, Ann S. Woessner, Warren D.	Reg. No. 28,650 Reg. No. 25,539 Reg. No. 42,047 Reg. No. 35,635 Reg. No. 33,024 Reg. No. 42,989 Reg. No. 33,995 Reg. No. 39,422 Reg. No. 25,816 Reg. No. 38,613 Reg. No. 45,368 Reg. No. 45,458 Reg. No. 25,179 Reg. No. 31,884 Reg. No. 45,416 Reg. No. 37,748 Reg. No. 30,440
--	---	--	---	---	---

and also attorney Michael L. Lynch (Reg. No. 30,871) of Micron Technology, Inc., as its attorneys with full power of substitution to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith.

The assignee certifies that the above identified assignment has been reviewed and to the best of the assignee's knowledge and belief, title is in the assignee.

Please direct all correspondence regarding this application to the following:

Schwegman, Lundberg, Woessner & Kluth, P.A.  
Attn: Edward J. Brooks, III  
P.O. Box 2938  
Minneapolis, MN 55402

Telephone: (612) 373-6913  
Facsimile: (612) 339-3061

Dated: 8-31-00

MICRON TECHNOLOGY, INC.

By:   
Name: Michael L. Lynch  
Title: Chief Patent Counsel

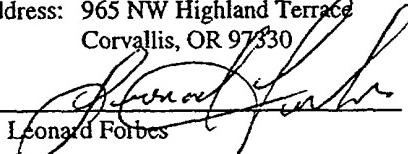
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of joint inventor number 1 : Leonard Forbes

Citizenship: United States of America

Residence: Corvallis, OR

Post Office Address: 965 NW Highland Terrace  
Corvallis, OR 97330

Signature: 

Leonard Forbes

Date: 18 AUG 98

Full Name of joint inventor number 2 : Kie Y. Ahn

Citizenship: United States of America

Residence: Chappaqua, NY

Post Office Address: 639 Quaker St.  
Chappaqua, NY 10514

Signature: \_\_\_\_\_

Kie Y. Ahn

Date: \_\_\_\_\_

Full Name of inventor:

Citizenship:

Residence:

Post Office Address:

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Full Name of inventor:

Citizenship:

Residence:

Post Office Address:

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) it refutes, or is inconsistent with, a position the applicant takes in:
  - (i) opposing an argument of unpatentability relied on by the Office, or
  - (ii) asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.